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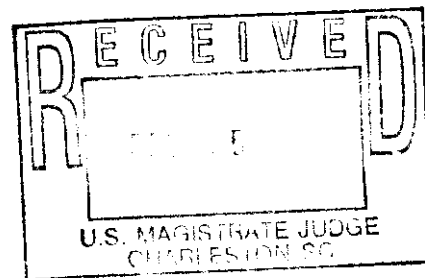
ANDREW J. SAVAGE, III*
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DAVID L. SAVAGE
DAVID W. WOLF

December 15, 2004

BY HAND DELIVERY

The Honorable Robert S. Carr
Hollings Judicial Center
83 Broad Street
Charleston, SC 29401



RE: Ali Saleh Kahlah al-Marri, et al. v. C. T. Hanft
Case Number: 2:04-2257-26AJ

Dear Judge Carr:

Last month, counsel for petitioner Ali Saleh Kahlah al-Marri moved the Court to allow counsel unmonitored contact visits with him, and to formally appoint counsel under the Criminal Justice Act of 1964("CJA"). In the interim, the parties have agreed upon revised Special Administrative Measures ("SAMs") governing counsel's access to Mr. al-Marri which will permit unmonitored visits and which create a mechanism for resolving disputes regarding the sharing of classified information with the petitioner. The government will separately be submitting the revised SAMs, as well as a protective order, on behalf of both parties.

In addition, the government has indicated that it does not object to the appointment of present counsel (Savage & Savage, P.A. and the Gibbons firm) to represent the petitioner under the CJA. To that end, with your approval I will be submitting an Order for the Court's consideration formally appointing counsel nunc pro tunc as of July 8, 2004, the date on which the instant habeas petition was filed.

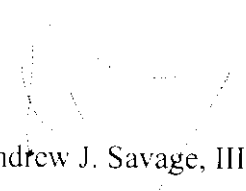
Finally, the parties have agreed that the petitioner's traverse to the government's response to the habeas petition will be filed on or before January 31, 2005, which will allow counsel sufficient time to meet with Mr. al-Marri and, hopefully, to resolve any classification issues that may arise with the privilege team. The parties are hopeful that this schedule will be agreeable to the Court.

We are, of course, available for a status conference at the Court's convenience.

The Honorable Robert S. Carr
December 15, 2004
Page Two

With best wishes, I remain

Sincerely,



Andrew J. Savage, III

AJS.III/cls

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